IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL

Writ Petition No.375 (M/B) of 2006

Maxmode Cable Television Network through its proprietor Nadeem Khan S/o Sri Naseem Khan, R/o Muslim Guest House, Room No.6 Mallital, Nainital Uttaranchal and others

..... **Petitioners**

Vs

State of Uttaranchal, through Secretary, Entertainment Department and others

.....Respondents

Sri S.K. Aggarwal, Sr. Advocate assisted by Sri Anurag Bisari and Sri Gopal K. Verma, ld. counsel for the petitioners
Ld. Standing counsel for the State

Dated: - August 29, 2006

Coram: Hon'ble P.C.Verma,J.
Hon'ble B.S. Verma,J.

By means of this writ petition, the petitioners have prayed for writ of certiorari quashing the order dated 6.2.2006 (Annexure No.1) issued by Respondent No.3 through Respondent No.4 and the impugned letter dated 18.1.2006 (Annexure No.2) issued by Respondent No.2)

Learned counsel for the petitioners submits that the petitioner is ready to remove the objections raised in the Circular dated 18.1.2006 to say that they are ready to obtain the licence under the Uttaranchal Cinemas (Regulation) Act also for a particular video channel. For the rest of the cable network, the petitioner has the licence under the Cable Television Network (Regulation) Act, 1995.

3. Therefore, it is provided that the petitioner is permitted to run video channel also. The petitioner shall apply for the licence and shall deposit the licence fee and other taxes under the Uttaranchal Act within a period of 15 days from today. However, it is made clear that in case of failure of compliance of the aforesaid order, the aforesaid order passed by this Court shall stand revoked.

4. With the aforesaid observation, the petition is disposed of finally.

(B.S. Verma, J.) **(P.C. Verma, J.)**

Rajeev Dang